IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION.

SECOND APPEAL NO.480 OF 2004.

Sou. Mandakini M. Mohite : Appellant.

versus

Shri Madhukar B. Mohite : Respondent.

Mr.P.J.Thorat i/by R.A.Thorat for the appellant.

CORAM : D.G.DESHPANDE,J.

DATED : 7th July 2005.

ORAL ORDER

1. Heard advocate for the appellant. This appeal is filed by the wife against two concurrent findings of the lower court as well as lower appellate Court. The husband had filed a petition for divorce. That was decreed. The lower appellate Court confirmed that decree.

2. Advocate for the appellant contended that it is not the wife who deserted the husband but

it was the husband who deserted the wife. The wife is still living in the matrimonial home. The parties, as per the facts on record, are married before about 33 years and thereafter the husband was compelled to file this petition for divorce. Both the courts below have given concurrent findings. There is absolutely no substantial question of law involved. Hence the appeal is dismissed.

[D.G.DESHPANDE]